

109TH CONGRESS  
2D SESSION

# S. 3851

To provide for the extension of preliminary permit periods by the Federal Energy Regulatory Commission for certain hydroelectric projects in the State of Alaska.

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## IN THE SENATE OF THE UNITED STATES

SEPTEMBER 6, 2006

Ms. MURKOWSKI introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

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## A BILL

To provide for the extension of preliminary permit periods by the Federal Energy Regulatory Commission for certain hydroelectric projects in the State of Alaska.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. EXTENSION OF PRELIMINARY PERMIT PERI-**  
4 **ODS.**

5 (a) DEFINITIONS.—In this section:

6 (1) COMMISSION.—The term “Commission”  
7 means the Federal Energy Regulatory Commission.

8 (2) THOMAS BAY PROJECT.—The term “Thom-  
9 as Bay project” means—

1 (A) the hydroelectric project of the Com-  
2 mission at Cascade Creek, Alaska, preliminary  
3 permit number 12495, dated October 8, 2004;

4 (B) the hydroelectric project of the Com-  
5 mission at Ruth Lake, Alaska, preliminary per-  
6 mit number 12619, dated February 23, 2006;  
7 and

8 (C) the hydroelectric project of the Com-  
9 mission at Scenery Lake, Alaska, preliminary  
10 permit number 12621, dated February 23,  
11 2006.

12 (b) EXTENSION.—Notwithstanding section 5 of the  
13 Federal Power Act (16 U.S.C. 798) or any other provision  
14 of law (including regulations), on receipt of a request from  
15 the preliminary permit holder of a Thomas Bay project  
16 and after providing reasonable notice, the Commission  
17 may extend the period of the preliminary permit for the  
18 Thomas Bay project for not more than 2 consecutive 3-  
19 year periods following the expiration of the initial prelimi-  
20 nary permit for the Thomas Bay project, in accordance  
21 with applicable procedures of the Commission.

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